

Serial No.: 10/566,211  
Docket No.: F05-415-U  
FUJIT.080



DFW

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

Makoto ASAI, et al.

Serial No.: 10/566,211                      Group Art Unit: 2812  
Filed: March 8, 2006                      Examiner: FORD, KENISHA V  
For: A LIGHT-EMITTING DIODE AND A METHOD FOR FABRICATING  
THE SAME

Honorable Commissioner of Patents  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**  
**(37 C.F.R. § 1.121)**

Sir:

In response to the Office Communication (37 C.F.R. § 1.121) dated November 20, 2008 (copy attached), submitted herewith is "AMENDMENTS TO THE CLAIMS" section (claims 1-20, pages 2-3) of the Amendment under 37 C.F.R. § 1.111, filed on July 7, 2008. Acknowledgment of receipt is respectfully requested. Please substitute these pages 2-3 for the pages 2-3 which were filed with the Amendment.

A conditional petition is made for any extension of time which may become necessary. The Commissioner is authorized to charge any fees for such extension and to credit any overpayment in fees to Attorney's Deposit Account No. 50-0481.

Respectfully submitted,

Sean M. McGinn, Esq.  
Registration No. 34,386

Date:

11/26/08

**MCGINN INTELLECTUAL PROPERTY  
LAW GROUP, PLLC**

8321 Old Courthouse Road, Suite 200  
Vienna, Virginia 22182-3817  
(703) 761-4100, Customer No. 21254